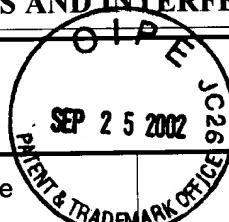


#15

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES (Small Entity)**

Docket No.
13203

In Re Application Of: Simon Foote, et al.



Serial No.
09/424,629

Filing Date
March 13, 2000

Examiner
A. Chakrabarti

Group Art Unit
1634

Invention: NUCLEIC ACID DIAGNOSTICS BASED ON MASS SPECTROMETRY OR MASS SEPARATION AND
RECEIVED

SEP 27 2002

TECH CENTER 1600/2900

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated March 20, 2002 finally rejecting Claim(s) 1-5 and 24-28

Applicant is a small entity under 37 CFR 1.9 and 1.27.

A verified statement of small entity status under 37 CFR 1.27:

is enclosed.
 has already been filed in this application.

The fee for this Notice of Appeal is: \$160.00

A check in the amount of the fee is enclosed.
 The Commissioner has already been authorized to charge fees in this application to a Deposit Account. A duplicate copy of this sheet is
 The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 19-1013/SSMP
 A duplicate copy of this sheet is enclosed.


Signature

Dated: September 20, 2002

Frank DiGilio
Registration No. 31,346
Scully, Scott, Murphy & Presser
400 Garden City Plaza
Garden City, NY 11530
(516) 742-4343

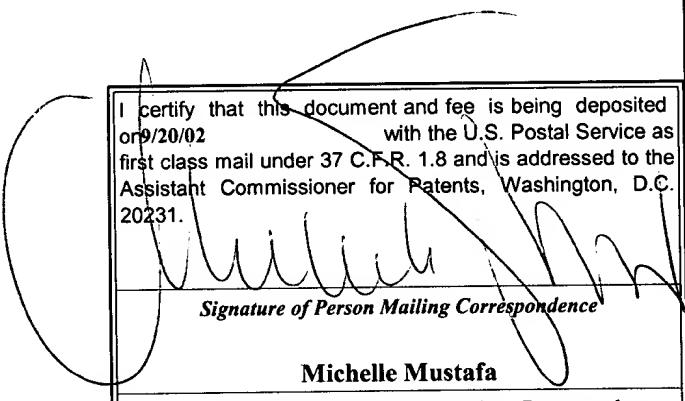
09/25/2002 AWONDAF1 00000095 09424629

01 FC:219

160.00 OP

CC:

I certify that this document and fee is being deposited on 9/20/02 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.


Signature of Person Mailing Correspondence

Michelle Mustafa


Typed or Printed Name of Person Mailing Correspondence